IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

O R D E R

S.B. CIVIL WRIT PETITION NO. 284/2007
(Jagdish Chandra Vs. State of Rajasthan & Ors.)

Date of Order : 13/02/2007

PRESENT

HON'BLE MR. JUSTICE H.R.PANWAR

Mr. V.K.Sharma for the petitioner.
Mr. Rameshwar Dave, Dy. Govt. Advocate for respondents.

BY THE COURT:-

By the instant writ petition, the petitioner seeks a direction to the respondents to provide the balance arrears along with all consequential benefits for a period of 1.1.2003 to 31.7.2005 with 18% interest and selection grade from 6.11.2002 to 28.9.2005.

The writ petition can be disposed of by directing the petitioner to make a fresh detailed representation to the respondents ventilating his grievances.

It appears that the petitioner has been placed under suspension by order Annex.2 dated 30.12.2002 by the District Collector, Sriganganagar. The petitioner claims the arrears of pay for the period of suspension as also the selection scale for that period. It appears from the order of suspension that the petitioner is holding the post of Patwari and while he was on duty

a trap was organized by the Anti-Corruption Bureau and an FIR was registered against the petitioner. However, subsequently, according to the learned counsel for the petitioner, a challan has been filed and against which the petitioner preferred a criminal revision before this Court in which interim stay has been granted. Be that as it may. After suspension of the petitioner, whether the petitioner is entitled for the pay and allowance or the subsistence allowance for that period, or that the petitioner is entitled for any selection scale or not, is to be decided by the respondents. These questions can be gone into by the respondents on a representation filed by the petitioner.

In this view of the matter, the petitioner is directed to file a fresh detailed representation to the respondents ventilating his grievance within 15 days from today and the respondents are directed to decide the representation if filed by the petitioner within three months therefrom in accordance with law.

With these directions, the writ petition is disposed of. There shall be no order as to costs.

(H.R.PANWAR),J.

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